

FOURTEENTH DAY

(Thursday, June 27, 1968)

The Senate met at 5:45 o'clock p.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

A quorum was announced present.

Senator Hightower offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Morning Call Dispensed With

On motion of Senator Hardeman, and by unanimous consent, the Morning Call was dispensed with.

House Bill 2 on Third Reading and Final Passage

The President laid before the Senate on its third reading and final passage:

H. B. No. 2, A bill to be entitled "An Act raising revenue for the operation of state government; amending Chapter 20, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, to increase the limited sales, excise and use tax, provide certain exemptions; and provide for the exclusion of certain transportation charges from the tax base under certain conditions; making temporary saving provisions for certain written contracts and bids; making the necessary conforming amendments to the Local Sales, Excise and Use Tax Act (Article 1066c, Vernon's Texas Civil Statutes); amend-

ing Chapter 6, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, to increase the sales and use tax on motor vehicles and to amend the definition of retail sale; amending Chapter 12, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, to increase the corporate franchise taxes; providing an effective date; and declaring an emergency."

The bill was read third time and was passed.

Record of Votes

Senators Mauzy, Grover, Hazlewood, Kennard and Schwartz asked to be recorded as voting "Nay" on the final passage of H. B. No. 2.

**Committee Substitute
House Bill 1 on Second Reading**

The President laid before the Senate on its second reading and passage to third reading:

C. S. H. B. No. 1, A bill to be entitled "An Act amending various sections of the Texas Liquor Control Act (Articles 666-1 through 667-33, Vernon's Texas Penal Code), and adding certain sections, relating to: (1) the definition of "open saloon"; (1A) punishment on third or subsequent conviction of certain offenses in dry areas; (2) sale, consumption, and possession of alcoholic beverages on property owned or used by a state-supported institution of higher education; (3) notice of rules and regulations to permittees and licensees; (4) access to certain Board records, and the admissibility and effect of certified copies of certain board papers, books, proceedings, etc.; (5) suspension or cancellation of a license or permit for certain acts or offenses relating to minors; (6) the expiration date of certain permits; (7) appeal of a board order refusing, cancelling, or suspending a permit or license; (8) permit fees for package stores, practices of package stores, and protection of package stores from certain influences; (9) issuance of on-premise permits authorizing sale of distilled spirits in sealed containers of two ounces or less, and other alcoholic beverages in legal containers, for on-premise consumption, with certain conditions and restrictions; cancellation or suspension of on-premise permits; offenses

relating to on-premise permits; sale or service on certain public conveyances; (10) issuance of server's permits, with certain conditions and restrictions, and cancellation or suspension of server's permits; (11) increased fees for wine and beer retailer's permits; (12) Wine and Beer Retailer's Off-Premise Permits; (13) levy of permit fees by counties, cities, and towns; (14) collection of increased fees; (15) notice to the county judge on applications for certain permits; (16) permit fees and other provisions relating to private clubs; (17) surety bonds of permittees and licensees; (18) employment of minors; (19) drinking by minors, related offenses, and trial of minors; (20) sale and possession of liquor in certain small containers; (21) the felony offense of carrying certain weapons while being in certain premises; (22) "tied house" and related trade practices; (23) tax stamps on cartons of miniature bottles; (24) hours of sale by on-premise permittees; (25) sales to minors; (26) disposition of seized alcoholic beverages and proceeds of sale; (27) enforcement of the Act and arrest without warrant; (28) effect of this Act on present local option status; (29) future local option elections; (30) election issues; (31) scope of certain cancellations and suspensions, and reinstatement of permit or license under certain circumstances; (32) suit for forfeiture of seized property and proceeds in escrow derived from the sale of seized alcoholic beverages and property; (33) the annual fee for a retail dealer's on-premise license; (34) the annual fee for a retail dealer's off-premise license; (35) betting or gambling on license premises; (36) appearance before the liquor control board by a member of the legislature; (37) drinking while driving; (38) private carrier permits; providing for cumulative effect of the Act; providing for severability; and declaring an emergency.

The bill was read second time.

Question—Shall C. S. H. B. No. 1 be passed to third reading?

Recess

On motion of Senator Blanchard the Senate at 5:50 o'clock p.m. took recess until 10:30 o'clock a.m. tomorrow.

After Recess

FOURTEENTH DAY

(Continued)

(Friday, June 28, 1968)

The Senate met at 10:30 o'clock a.m. and was called to order by the President.

Presentation of Guest

Senator Bates, by unanimous consent, introduced Rostram Kavoussi, President of the Student Body at The University of Texas to the Members of the Senate.

Message From the House

Hall of the House of Representatives
Austin, Texas,
June 28, 1968.

Hon Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to concur in Senate amendments to House Bill No. 2 and has requested the appointment of a Conference Committee to consider the differences between the two Houses, by vote of 115 ayes, 20 noes. House conferees: Atwell, Cory, Moyer, Wayne, Nugent of Kerr.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Committee Substitute House Bill 1 on Second Reading

The President laid before the Senate as pending business H. B. No. 1 (same having been read second time on Thursday, June 27, 1968).

Question—Shall C. S. H. B. No. 1 be passed to third reading?

Executive Session

On motion of Senator Blanchard and by unanimous consent the Senate agreed to hold an Executive Session at 11:00 o'clock a.m. today (he having given notice on Tuesday, June 25, 1968).

Accordingly, the President directed all those not entitled to attend the Executive Session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.